

IV.

ASSISTANT DIRECTORS

A. General - To each Assistant Director, and such Assistant Director's successor, with respect to staff under the Assistant Director's supervision only, or with respect to a matter implemented by or within the Assistant Director's Division or jurisdiction, I hereby delegate the authority to:

1. Exercise any authority delegated to a Supervisor or to staff supervised by the Assistant Director; and
2. Exercise any of the following authorities and, with the written approval of the Assistant Director's Division Director, re-delegate any such authority, including any revocation or modification thereto, to a Supervisor within the applicable work unit in the Assistant Director's Division. Any re-delegation of authority shall be in writing and may contain additional limitations. The following authorities can be re-delegated:
 - a. Issue notices of insufficiency under Conn. Agencies Regs. § 22a-3a-5(c)(3)(A).

B. Air Pollution Control (Enforcement) – To the Assistant Director, and such Assistant Director's successors, implementing Title 22a, Chapter 446c (Air Pollution Control) and any other provision noted in this subsection concerning the enforcement of any provision concerning air pollution control, with regard to the foregoing I hereby delegate the authority to:

1. Approve or disapprove a local Fire Marshall's proposed permit for the burning of brush at a municipal landfill, municipal transfer station or municipal recycling center and open burning on state property, pursuant to Conn. Gen. Stat. § 22a-174(f);
2. Issue or deny certification to a local open burning official nominated by the Chief Executive Officer of a municipality in which such open burning official will serve, pursuant to Conn. Gen. Stat. § 22a-174(f);
3. Approve or deny a test method, sampling protocol and sample analysis procedures, pursuant to Conn. Agencies Regs. § 22a-174-5(d);
4. Determine that three one-hour tests are not reasonable given the location, configuration or operating conditions of a stationary source and approve or deny alternative testing, as provided for in Conn. Agencies Regs. § 22a-174-22(k)(1);

5. Determine that operating at or above ninety percent of maximum capacity during sampling is not reasonable given location, configuration or operating conditions and approve or deny testing at an alternative maximum capacity, as provided for in Conn. Agencies Regs. § 22a-174-22(k)(2)(A); and
 6. Issue a certificate showing compliance or revocation when an order has been fully complied with or revoked, as applicable, pursuant to Conn. Gen. Stat. § 22a-178(g), for the following orders only:
 - a) consent orders in which the only violations asserted by the Department were violations of Conn. Agencies Regs. §§ 22a-174-20(a)(3) or 22a-174-30(b) – (g), inclusive, or Conn. Gen. Stat. § 22a-174e(d), and no other violations, and where the total civil penalty for all such violations combined was \$5,000.00 or less. Any such orders may have also included injunctive relief to remedy such violations; and
 - b) orders (consent or unilateral orders) in which the only violations asserted by the Department are violations of Conn. Gen. Stat. § 22a-174k, and no other violations, and where no civil penalty is sought for such violations. Any such order may have also included injunctive relief to remedy such violations.
- C. Air Pollution Control (Engineering) – To the Assistant Director, and such Assistant Director’s successors, implementing Title 22a, Chapter 446c (Air Pollution Control) and any other provision noted in this subsection regarding sources of air pollution, with regard to the foregoing I hereby delegate the authority to:
1. Revoke, pursuant to Conn. Agencies Regs. § 22a-174-2a(j)(3), a registration issued pursuant to former Conn. Agencies Regs. § 22a-174-2. This delegation is limited to situations where the source of air pollution identified on the registration is no longer in operation, has been removed, or where the entity to whom the registration was issued is no longer in business or is otherwise not conducting operations on the site that is the subject of the registration. Any revocation at the request of the registrant shall first require compliance with Conn. Agencies Regs. § 22a-174-2a(j)(4). Additionally, any revocation pursuant to this delegation shall be in accordance with Conn. Gen. Stat. §§ 4-182 and 22a-174c and Conn. Agencies Regs. § 22a-3a-5(d) and any other applicable requirement.
- D. Coastal Management: To the Assistant Director, and such Assistant Director’s successors, implementing Conn. Gen. Stat. §§ 22a-28 to 22a-35a, inclusive, Conn. Gen. Stat. §§ 22a-359 to 22a-363f, inclusive, and Title 22a Chapter 444, and any other provision noted in this subsection concerning tidal

wetlands, dredging and erection of structures and placement of fill in tidal coastal or navigable waters, or coastal management, with regard to the foregoing, I hereby delegate the authority to:

1. Determine if a permit application is required pursuant to Conn. Gen. Stat. §§ 22a-32 or 22a-361 and notify applicants of ineligibility for a certificate of permission, pursuant to Conn. Gen. Stat. § 22a-363b(c).
- E. Hazardous Waste - To the Assistant Director, and such Assistant Director's successors, implementing Conn. Gen. Stat §§ 22a-131, 22a-131a and 22a-449(c), 22a-454, and any other provision noted in this subsection concerning hazardous waste or the state's hazardous waste program, including used oil, with regard to the foregoing I hereby delegate the authority to:
1. Issue a Notice of Deficiency regarding a groundwater monitoring program pursuant to Conn. Agencies Regs. § 22a-449(c)-105(c)(4); and
 2. Approve or disapprove of a request to modify a groundwater monitoring program at a hazardous waste facility pursuant to the state's hazardous waste management regulations.
- F. Remediation - To the Assistant Director, and such Assistant Director's successors, implementing Conn. Gen. Stat. §§ 22a-6u, 22a-133a to 22a-134h, inclusive, § 22a-134q, 22a-134s, any provision of the hazardous waste management regulations regarding corrective action or remediation, and any other provision noted in this subsection concerning remediation of pollution or contamination, with regard to the foregoing I hereby delegate the authority to:
1. Approve or deny site specific investigation reports, studies, plans, specifications, schedules, or other proposals for action, including, but not limited to, a site investigation undertaken pursuant to an order, license or judgment;
 2. Approve or deny site specific remedial action plans, reports, studies, specifications, schedules, or other proposals for action, including, but not limited to, a remedial action plan submitted pursuant to an order, license or judgment;
 3. Approve or deny site specific remediation completion reports, studies, specifications, or other proposals for action, including, but not limited to, a remediation completion report submitted pursuant to an order, license or judgment;
 4. Approve or disapprove of a request to modify a groundwater monitoring program at a hazardous waste facility pursuant to the state's hazardous waste management regulations;

5. Provide written acknowledgement of receipt of a written notice submitted pursuant to Conn. Gen. Stat. § 22a-6u, as provided for in Conn. Gen. Stat. § 22a-6u(j);
6. Issue a certificate of compliance regarding the completion of actions implementing an approved plan, pursuant to Conn. Gen. Stat. § 22a-6u(j);
7. Provide a copy of a notice submitted pursuant to Conn. Gen. Stat. § 22a-6u to those specified in Conn. Gen. Stat. § 22a-6u(l); and
8. Issue a Notice of Deficiency regarding a groundwater monitoring program pursuant to Conn. Agencies Regs. § 22a-449(c)-105(c)(4).

G. Water Pollution Control - To the Assistant Director, and such Assistant Director's successors, implementing Title 22a, Chapter 446k (Water Pollution Control) and any other provision noted in this subsection regarding the issuance and enforcement of permits concerning water pollution control. To the extent that there is more than one Assistant Director implementing Title 22a, Chapter 446k or any provision noted in this subsection regarding the issuance and enforcement of permits concerning water pollution control, each Assistant Director is delegated the authority in this subsection only with respect to matters implemented by the Assistant Director's Division or that are within the Assistant Director's jurisdiction. With regard to the foregoing I hereby delegate the authority to:

1. Determine whether a facility expansion or alteration, production increase, or process modification requires a permit modification and notify the permittee of such determination, pursuant to Conn. Agencies Regs. §§ 22a-430-3(i)(2)(i) and 22a-430-3(i)(5);
2. Approve or deny expansion or alteration of a wastewater collection or treatment facility, or its method of operation, pursuant to Conn. Agencies Regs. § 22a-430-3(i)(3);
3. Approve or deny a plan, design, or method of operation for a disposal system, and approve or deny a plan for the extension or replacement of any such system, pursuant to Conn. Gen. Stat. § 22a-416(b);
4. Approve a minor permit modification, provided such modification is authorized under Conn. Agencies Regs. § 22a-430-4(p)(5)(B); and
5. Revoke the approval of a registration for a general permit issued under Conn. Gen. Stat. § 22a-430b, when the discharge has been eliminated or the discharge no longer qualifies for coverage under a general permit and a person authorized to do so requests such revocation in writing.

